## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE AT NASHVILLE

EDD BALLOU, RICHARD NOLL,	)	
and TORRUS PHILLIPS, on behalf of	)	
themselves and all others similarly	)	
situated,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. 3-03:1055
	)	JUDGE HAYNES
DET DISTRIBUTING COMPANY,	)	
	)	
Defendant.	)	
	ODDED	

**ORDER** 

In accordance with the Memorandum filed herewith, the Defendant's motion for summary judgment (Docket Entry No. 33) is **GRANTED** as to Plaintiffs' exemption under the Motor Carriers Act and **DENIED** as to Plaintiffs' exemption under the outside sales/combination exception of the Fair Labor Standards Act.

Plaintiffs' claims are hereby **DISMISSED** with prejudice.

This is the Final Order in this Action.

It is so **ORDERED**.

ENTERED this the / / day of July, 2006.

United States District Judge